

Court of Appeals, Division One
Criminal

1 CA-CR 15-0592

STATE v. DENSON

Appellate Case Information

Case Filed: 14-Sep-2015
Case Closed:

Dept/Composition

Department D

Hon. Andrew W Gould
Hon. Peter B Swann
Hon. Patricia A Orozco

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Terry M Crist, Esq. (AZ Bar No. 28348)

Side 2. THOMAS EDWARD DENSON, Appellant

(Litigant Group) THOMAS EDWARD DENSON

- Thomas Edward Denson

Attorneys for: Appellant

Nicholaus Podsiadlik, Esq. (AZ Bar No. 028885)

CASE STATUS

Dec 1, 2016.....Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2014-113634-001	Theft, Class 1 Misdemeanor; Burglary in the Second Degree, Class 3; Burglary in the Second Degree, Class 3; Possession of Burglary Tools, Class 6; Theft, Class 1 Misdemeanor	6 Years; 6 Years; 1.5 Years	Jeffrey A Rueter, Sentencing	JURY	

DESCENDENT CASE(S)

ASC CR-16-0487-PR

CASE DECISION

01-Nov-2016 **OPINION**

Andrew Gould.....Author
Peter Swann.....Concur
Patricia Orozco.....Concur

Filed: 01-Nov-2016

Mandate:

Decision Disposition

Affirmed

45 PROCEEDING ENTRIES

- 14-Sep-2015 FILED: Notice of Appeal from Maricopa County Superior Court filed 09/11/15. Notification to Court Reporters dated 09/11/15.
- 14-Sep-2015 FILED: Amended Notice of Appeal
- 7-Oct-2015 FILED: Reporter's Transcripts - 08/18/15 - (Jane Westlund)
- 20-Oct-2015 FILED: Request for Extension of Time (to File Transcripts) (Mary C. Hankins)
- 22-Oct-2015 ORDERED: Request for Extension of Time (to File Transcripts) (Mary C. Hankins) = GRANTED. Due Dates EXTENDED to 11/25/2015 for Transcripts dated 06/02/2015, 06/04/2015 or OSC on 12/02/2015. Hon Samuel A Thumma - Author
- 23-Oct-2015 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None Sent

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7.	23-Oct-2015	FILED: Additional Record on Appeal Exhibits: Hearing Date 08/18/15 - LIST # 1 2 3 4 5 In Manila Envelope.
8.	28-Oct-2015	FILED: Additional Record on Appeal Exhibits: Hearing Date 6/02/2015 List # 3 9 10 in a manila envelope
9.	8-Nov-2015	FILED: Motion for Extension of Time to File Transcripts (Jeanne Kappedal)
10.	9-Nov-2015	ORDERED: Motion for Extension of Time to File Transcripts (Jeanne Kappedal) = GRANTED. Due Dates EXTENDED to 12/09/2015 for Transcripts dated 06/08/2015, 06/09/2015 or OSC 12/16/15. Hon Samuel A Thumma - Author
11.	13-Nov-2015	FILED: Courtesy Copy of Designation of Record for Appeal Filed in Superior Court (Appellant)
12.	18-Nov-2015	ORDERED: Court Reporter Sally Stearman transcript dated 07/09/14 due 12/18/15. Hon Samuel A Thumma - Author
13.	19-Nov-2015	FILED: Reporter's Transcript - 06/10/2015 - (Gail Ferguson)
14.	20-Nov-2015	FILED: Supplemented Superior Court e-Record with Revised Index of Record
15.	25-Nov-2015	FILED: Reporters Transcript - 06/02/2015 - (Mary Hankins)
16.	25-Nov-2015	FILED: Reporter's Transcript - 06/04/2015 - (Mary C. Hankins)
17.	6-Dec-2015	FILED: Reporters Transcript - 06/08/2015 - (Jeanne Kappedal)
18.	6-Dec-2015	FILED: Reporters Transcript - 06/08/2015 - (Jeanne Kappedal)
19.	15-Dec-2015	FILED: Reporters Transcript - 06/09/2015 - (Jeanne Kappedal)
20.	1-Jan-2016	FILED: Reporters Transcript - 07/09/2014 - (Sally Stearman)
21.	5-Jan-2016	FILED: Notice of Completion of Record
22.	2-Mar-2016	ORDERED: Appointing Maricopa County Public Defender as Counsel for appellant for all further proceedings. FURTHER ORDERED: Opening Brief be filed on or before 04/18/2016. Anthony Mackey ProTem Judge - Author
23.	14-Mar-2016	FILED: Notice of Appearance; Certificate of Service (Appellant)
24.	18-Apr-2016	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
25.	18-Apr-2016	FILED: Notice Pursuant to A.R.S. Section 12-1841; Certificate of Service (Appellant)
26.	29-Apr-2016	FILED: Notice of Appearance; Certificate of Service (Appellee)
27.	7-Jun-2016	ORDERED: Answering Brief due date EXTENDED from Monday, 06-06-2016 to Wednesday, 07-06-2016. Fred Cole ProTem Judge - Author
28.	29-Jun-2016	FILED: Motion for Extension of Time to File Answering Brief; Certificate of Service (Appellee)
29.	30-Jun-2016	ORDERED: Motion for Extension of Time to File Answering Brief(Appellee) = GRANTED/Due date EXTENDED from Wednesday, 07-06-2016 to Thursday, 07-21-2016. Anthony Mackey ProTem Judge - Author
30.	21-Jul-2016	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
31.	29-Jul-2016	FILED: Motion to Order Supplemental Briefing; Certificate of Service (Appellant)
32.	1-Aug-2016	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
33.	4-Aug-2016	FILED: Opposition to Motion to Order Supplemental Briefing; Certificate of Service (Appellee)
34.	11-Aug-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record
35.	12-Aug-2016	FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
36.	12-Aug-2016	FILED: Reply in Support of Motion to Order Supplemental Briefing; Certificate of Service (Appellant)

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37.	16-Aug-2016	ORDERED: Deferring a ruling on the motion to the panel that considers this appeal on the merits. Melina Brill ProTem Judge - Author
38.	23-Aug-2016	ORDERED: Motion to Order Supplemental Briefing (Appellant) = GRANTED/Appellant shall file his brief on whether possession of burglary tools is a lesser-included offense of burglary due 09/09/2016. Appellee shall file its response due 09/19/2016. There shall be no reply. Hon Andrew W Gould - Author
39.	29-Aug-2016	CLNDR: CONFERENCE, Department D, 10-5-16, COURTROOM 2.
40.	9-Sep-2016	FILED: Appellant's Supplemental Brief; Certificate of Compliance; Certificate of Service (Appellant)
41.	19-Sep-2016	FILED: Appellee's Supplemental Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
42.	1-Nov-2016	OPINION (Affirmed) Hon Andrew W Gould - Author; Hon Peter B Swann - Concur; Hon Patricia A Orozco - Concur
43.	1-Nov-2016	FILED: Decision Distribution List
44.	1-Dec-2016	FILED: Email Notice from ASC re: Petition for Review filed 12/1/16; request for partial record
45.	1-Dec-2016	FILED: Letter forwarding partial record to Arizona Supreme Court